

PROB 12B  
(7/93)

Report Date: June 7, 2010

**United States District Court**

**for the**

**Eastern District of Washington**

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

JUN 10 2010

JAMES R. LARSEN, CLERK  
DEPUTY  
SPOKANE, WASHINGTON

**Request for Modifying the Conditions or Term of Supervision  
with Consent of the Offender**

*(Probation Form 49, Waiver of Hearing is Attached)*

Name of Offender: Jose Ventura

Case Number: 2:06CR06014-001

Name of Sentencing Judicial Officer: The Honorable William Fremming Nielsen

Date of Original Sentence: 7/16/2007

Type of Supervision: Supervised Release

Original Offense: Transportation of a Minor With  
Intent to Engage in Criminal Sexual Activity, 18  
U.S.C. § 2423(a)

Date Supervision Commenced: 12/1/2009

Original Sentence: Prison - 33 Months; TSR - 36  
Months

Date Supervision Expires: 11/30/2012

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**PETITIONING THE COURT**

To modify the conditions of supervision as follows:

- 28 You shall abstain from the use of illegal controlled substances, and shall submit to urinalysis testing, as directed by the supervising officer, but no more than six tests per month, in order to confirm continued abstinence from these substances.
- 29 You shall abstain from alcohol and shall submit to testing (including urinalysis and Breathalyzer), as directed by the supervising officer, but no more than six tests per month, in order to confirm continued abstinence from this substance.

**CAUSE**

On June 4, 2010, Jose Ventura advised this officer that in February 2010, he had consumed alcohol with friends, and while drinking, also used cocaine. The defendant initially disclosed his actions to his sex offender treatment provider, and subsequently notified this officer of the behavior. The defendant's sex offender treatment program will continue as he was forthcoming about his use. He has also agreed to be monitored for alcohol and controlled substances as a modification of his supervision.

At this time, this officer believes Mr. Ventura will benefit from continuing his participation in sex offender treatment, enhanced with random drug and alcohol testing. Attached to this petition is a modification order, signed by the defendant, in which he agrees to submit to drug and alcohol testing.

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**Re: Ventura, Jose**

**June 7, 2010**

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I declare under penalty of perjury that the foregoing is true and correct.

Executed on: June 7, 2010

s/SanJuanita B. Coronado

SanJuanita B Coronado  
U.S. Probation Officer

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THE COURT ORDERS

- ☐ No Action
- ☐ The Extension of Supervision as Noted Above
- ☒ The Modification of Conditions as Noted Above
- ☐ Other



Signature of Judicial Officer

June 10, 2010  
Date

## United States District Court

Eastern District of Washington

### Waiver of Hearing to Modify Conditions of Probation/Supervised Release or Extend Term of Supervision

I have been advised and understand that I am entitled by law to a hearing and assistance of counsel before any unfavorable change may be made in my Conditions of Probation and Supervised Release or my period of supervision being extended. By "assistance of counsel," I understand that I have the right to be represented at the hearing by counsel of my own choosing if I am able to retain counsel. I also understand that I have the right to request the court to appoint counsel to represent me at such a hearing at no cost to myself if I am not able to retain counsel of my own choosing.

I hereby voluntarily waive my statutory right to a hearing and to assistance of counsel. I also agree to following modification of my Conditions of Probation and Supervised Release or to the proposed extension of my term of supervision:

To modify the conditions of supervision as follows:

- 28 You shall abstain from the use of illegal controlled substances, and shall submit to urinalysis testing, as directed by the supervising officer, but no more than six tests per month, in order to confirm continued abstinence from these substances.
- 29 You shall abstain from alcohol and shall submit to testing (including urinalysis and Breathalyzer), as directed by the supervising officer, but no more than six tests per month, in order to confirm continued abstinence from this substance.

Witness:

Sanjuanita B. Coronado

Sanjuanita B Coronado  
U.S. Probation Officer

Signed:

Jose Ventura

Jose Ventura  
Probationer or Supervised Releasee

June 7, 2010

Date